

**IN THE UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF TENNESSEE  
EASTERN DIVISION**

**CONSOLIDATED INDUSTRIES, LLC  
d/b/a WEATHER KING PORTABLE  
BUILDINGS,**

**Plaintiff,**

**v.**

**JESSE A. MAUPIN, BARRY D.  
HARRELL, ADRIAN S. HARROD,  
LOGAN C. FEAGIN, STEPHANIE L.  
GILLESPIE, RYAN E. BROWN, DANIEL  
J. HERSHBERGER, BRIAN L. LASSEN,  
ALEYNA LASSEN, and AMERICAN  
BARN CO., LLC,**

**Defendants.**

**Civil Action No. 1:22-cv-01230-STA-jay**

**Chief Judge S. Thomas Anderson**

**PLAINTIFF’S UNOPPOSED RENEWED MOTION TO COMPEL FORENSIC  
EXAMINATION OF INDIVIDUAL DEFENDANTS’ MOBILE PHONES AND OTHER  
COMPUTER DEVICES**

Plaintiff hereby renews its motion to compel Defendants Jesse Maupin, Barry Harrell, Adrian Harrod, Logan Feagin, Stephanie Gillespie, Ryan Brown, Daniel Hershberger, Brian Lassen, and Aleyna Lassen to produce their cell phones and other pertinent computer devices and accounts for a forensic examination. *See* Doc. 73. As grounds for this motion, Plaintiff submits that a forensic examination is necessary to attempt to retrieve pertinent documents that have not been produced in discovery and to determine the circumstances in which documents responsive to Plaintiff’s discovery requests were destroyed (or attempted to be destroyed).

The parties have conferred and have reached agreement such that this motion is unopposed. In addition, the parties have agreed on a protocol for the forensic examination that is set forth in the proposed Agreed Order being submitted to the Court’s chambers. Although Weather King

takes the position that Defendants should bear responsibility for the forensic vendor's expenses, the parties have agreed to reserve that issue for a later date.

Respectfully submitted,

BUTLER SNOW LLP

/s/ David L. Johnson

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Attorneys for Plaintiff

**CERTIFICATE OF COUNSEL**

In accordance with Local Rule 7.2(a)(1)(B), I, counsel for Plaintiff, certify that the parties' counsel have conferred about the relief requested in this motion via phone conferences and email correspondence. Defendants do not oppose this motion and consent to the proposed Agreed Order being submitted with this motion.

/s/ David L. Johnson  
David L. Johnson

**CERTIFICATE OF SERVICE**

I hereby certify that on November 13, 2023, I filed the foregoing with the Court using the ECF system, which will provide notice and a copy to counsel of record:

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Attorneys for Defendants

/s/ David L. Johnson  
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